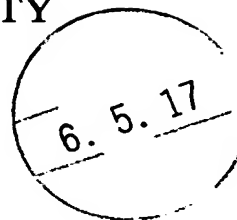


PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY
REPORT ON PATENTABILITY
(Chapter II of the Patent Cooperation Treaty)
(PCT Article 36 and Rule 70)



Applicant's or agent's file reference S-21	FOR FURTHER ACTION		See Form PCT/IPEA/416
International application No. PCT/JP2005/007355	International filing date (day/month/year) 11.04.2005	Priority date (day/month/year) 12.04.2004	
International Patent Classification (IPC) or national classification and IPC Int.Cl. F28F9/02 (2006.01), F25B1/00 (2006.01), F25B39/02 (2006.01), F28F1/02 (2006.01)			
Applicant SHOWA DENKO K.K.			

1.	This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.
2.	This REPORT consists of a total of <u>3</u> sheets, including this cover sheet.
3.	This report is also accompanied by ANNEXES, comprising: <div style="margin-left: 20px;"> a. <input type="checkbox"/> a total of _____ sheets, as follows: <div style="margin-left: 20px;"> <input type="checkbox"/> sheets of the description, claims and/or drawings which have been amended and are the basis of this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions). <input type="checkbox"/> sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. I and the Supplemental Box. </div> </div> b. <input type="checkbox"/> a total of (indicate type and number of electronic carrier(s)) _____ containing a sequence listing and/or tables related thereto, in electronic form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions).
4.	This report contains indications relating to the following items: <div style="margin-left: 20px;"> <input checked="" type="checkbox"/> Box No. I Basis of the report <input type="checkbox"/> Box No. II Priority <input type="checkbox"/> Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability <input type="checkbox"/> Box No. IV Lack of unity of invention <input checked="" type="checkbox"/> Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement <input type="checkbox"/> Box No. VI Certain documents cited <input type="checkbox"/> Box No. VII Certain defects in the international application <input type="checkbox"/> Box No. VIII Certain observations on the international application </div>

Date of submission of the demand 28.09.2005	Date of completion of this report 28.04.2006	
Name and mailing address of the IPEA/JP Japan Patent Office 3-4-3, Kasumigaseki, Chiyoda-ku, Tokyo 100-8915, Japan	Authorized officer NAGASAKI Youichi Telephone No. +81-3-3581-1101 Ext. 3377	3M 3433

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/JP2005/007355

Box No. I Basis of the report

1. With regard to the **language**, this report is based on:
- ☒ the international application in the language in which it was filed
- ☐ a translation of the international application into _____, which is the language of a translation furnished for the purposes of:
- ☐ international search (Rules 12.3(a) and 23.1(b))
- ☐ publication of the international application (Rule 12.4(a))
- ☐ international preliminary examination (Rules 55.2(a) and/or 55.3(a))
2. With regard to the **elements** of the international application, this report is based on (*replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report*):
- ☒ the international application as originally filed/furnished
- ☐ the description:
- pages _____ as originally filed/furnished
- pages* _____ received by this Authority on _____
- pages* _____ received by this Authority on _____
- ☐ the claims:
- Nos. _____ as originally filed/furnished
- Nos.* _____ as amended (together with any statement) under Article 19
- Nos.* _____ received by this Authority on _____
- Nos.* _____ received by this Authority on _____
- ☐ the drawings:
- sheets/figs _____ as originally filed/furnished
- sheets/figs* _____ received by this Authority on _____
- sheets/figs* _____ received by this Authority on _____
- ☐ a sequence listing and/or any related table(s) - see Supplemental Box Relating to Sequence Listing.
3. ☐ The amendments have resulted in the cancellation of:
- ☐ the description, pages _____
- ☐ the claims, Nos. _____
- ☐ the drawings, sheets/figs _____
- ☐ the sequence listing (*specify*): _____
- ☐ any table(s) related to sequence listing (*specify*): _____
4. ☐ This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).
- ☐ the description, pages _____
- ☐ the claims, Nos. _____
- ☐ the drawings, sheets/figs _____
- ☐ the sequence listing (*specify*): _____
- ☐ any table(s) related to sequence listing (*specify*): _____

* If item 4 applies, some or all of those sheets may be marked "superseded."

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/JP2005/007355

Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability, citations and explanations supporting such statement

1. Statement

Novelty (N)	Claims	<u>1 - 1 1</u>	YES
	Claims	<u> </u>	NO
Inventive step (IS)	Claims	<u>1 - 1 1</u>	YES
	Claims	<u> </u>	NO
Industrial applicability (IA)	Claims	<u>1 - 1 1</u>	YES
	Claims	<u> </u>	NO

2. Citations and explanations(Rule 70.7)

Document 1

JP 2003-519356 A (VALEO CLIMATISATION) 2003.06.17,
Line 13,page 9 to line 14,page 13 , Figs 1 to 4
& US 2002-134538 A1
& EP 1192402 A
& WO 01/050080 A2

Document 2

WO 03/054467 A1 (BEHR GMBH & CO.) 2003.07.03,
Line 17,page 44 to line 30,page 44 , Fig.22
& JP 2005-513403 A
& US 2005-6073 A
& EP 1459027 A

Document 3

JP 2-62282 U (SHOWA ALUMINUM K.K.) 1990.05.09,
Line 1,page 8 to line 7,page 9 , Figs 1 to 4
No Family

The subject matters of claim 1 appears to involve inventive steps in view of the document 1 to document 3.

The technical feature "the intermediate plate communication holes in communication with the refrigerant passing outward bulging portion being held in communication by communication portions formed in the intermediate plate, the communication portions and the communication holes thereby held in communication providing a refrigerant passageway for causing the refrigerant to flow therethrough longitudinally of the refrigerant passing outward bulging portion, the communication portions being adjusted in width to alter the cross sectional area of the refrigerant passageway along the lengthwise direction of the passageway" are not disclosed in any of the documents cited in the ISR.

The subject matters of claim 1-11 are neither disclosed in any of the documents cited in the ISR nor obvious to a person skilled in the art.